

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF OHIO

IN RE:	)	CASE NO. 13-40435-KW
	)	
LYNDA KAY BARNETT	)	JUDGE KAY WOODS
CARL AUSTIN BARNETT	)	
Debtors	)	CHAPTER 7

**NOTICE OF DEFAULT**

PLEASE TAKE NOTICE, that the purchaser (Caraga, Ltd.) of the real estate interest set forth in the January 15, 2017 Order Authorizing the Sale of Certain Real Estate Interest of this Estate Free and Clear of Certain Liens (docket no. 67), has tendered the amount of \$26,000.00 of the \$33,000.00 purchase price. Despite repeated demands, purchaser has failed to pay the balance owed.

Therefore, the undersigned as Chapter 7 Trustee is providing this Notice of Default and providing purchaser with notice of his intent to resell the real estate interest described in the Motion to Sell Certain Real Estate Interest of this Estate Free and Clear of Certain Liens (filed 10/06/2016, docket no. 57) and retain such proceeds or demand such additional proceeds from Caraga, Ltd. to make the estate whole as if the Caraga, Ltd. had performed in paying the purchase price.

Respectfully submitted,

/s/ Andrew W. Suhar

ANDREW W. SUHAR, ESQ. Reg. No.0058419  
Chapter 7 Trustee  
29 East Front Street, 2<sup>nd</sup> Floor  
P.O. Box 1497  
Youngstown, Ohio 44501-1497  
Telephone: (330) 744-9007  
Facsimile: (330) 744-5857  
E-mail: [asuhar@suharlaw.com](mailto:asuhar@suharlaw.com)

## **CERTIFICATE OF SERVICE**

I HEREBY certify that on this 28th day of March, 2018, a true and correct copy of the **Notice of Carveout** was served:

**Via the Court's Electronic Case Filing System on these entities and individuals who are listed on the Court's Electronic Mail Notice List:**

Office of the United States Trustee at (Registered address)@usdoj.gov

Gordon E. Schmid on behalf of Debtor Carl Austin Barnett  
gschmid01@yahoo.com

Gordon E. Schmid on behalf of Debtor Lynda Kay Barnett  
gschmid01@yahoo.com

Gilbert B Weisman on behalf of Creditor ECAST SETTLEMENT CORPORATION  
NOTICES@BECKET-LEE.COM rent E. Baker on behalf of Creditor State of Ohio,  
Department of Taxation  
[BBaker@mnblawyers.com](mailto:BBaker@mnblawyers.com), [dgroubert@mnblawyers.com](mailto:dgroubert@mnblawyers.com)

**Via Regular U.S. Mail, postage prepaid, to:**

Larry E. Britton  
610 10th Street  
Selinsgrove, PA 17870

Carol L. Ratkovich  
6547 Justison Road  
East Palestine, OH 44413

Weitz & Luxenberg, P.C.  
700 Broadway  
New York, NY 10003

Internal Revenue Service  
PO Box 7346  
Philadelphia, PA 19101-7346

Carl Austin Barnett  
Lynda Kay Barnett  
5318 Jimtown Road  
East Palestine, OH 44413

Internal Revenue Service  
Insolvency Group 6  
1240 East Ninth Street, Room 493  
Cleveland, OH 44199

Ronald Roman  
22 West Main Street  
Canfield, OH 44406

Steve Paffilas, Esq.  
United States Attorney's Office  
Carl B. Stokes US Courthouse  
801 West Superior Avenue  
Suite 400  
Cleveland, OH 44113-1852

Caraga, Ltd.  
221 S. Main Street  
Poland, OH 44514

Ohio Department of Taxation  
Attn: Bankruptcy Division  
PO Box 530  
Columbus, OH 43216-0530

State of Ohio, Office of the  
Attorney General  
Collection Enforcement Section  
Attn: Bankruptcy Staff  
150 E. Gay Street, 21st Floor  
Columbus, OH 43215

The Huntington National Bank  
Stephen D. Steinour, President/CEO  
17 South High Street  
Columbus, Ohio 43216

JPMorgan Chase Bank, NA  
Diana Farrell, President/CEO  
1111 Polaris Parkway  
Columbus, Ohio 43240

**And by regular U.S. Mail, postage prepaid to the following creditors that filed claims by the bar date:**

IRS  
Kansas City, MO 64999

First National Bank of Omaha  
1620 Dodge Street Stop Code 3105  
Omaha, NE 68197

Huntington National Bank  
PO Box 89424  
Cleveland, OH 44101

PYOD, LLC its successors and  
Assigns as assignee of Roundup  
Funding, LLC – Resurgent Cap Svc  
PO Box 19008  
Greenville, SC 29602

Seven Seventeen Credit Union  
3181 Larchmont Avenue  
Warren, OH 44483

PYOD, LLC its successors and  
Assigns as assignee of B-Line, LLC  
Resurgent Cap Svc  
PO Box 19008  
Greenville, SC 29602

Ohio Department of Taxation  
Bankruptcy Division  
PO Box 530  
Columbus, OH 43216

/s/ Andrew W. Suhar, Esq.  
ANDREW W. SUHAR, ESQ. Reg. No.0058419  
Chapter 7 Trustee